

BARBERING AND COSMETOLOGY EXAMINING BOARD FORFEITURE GRID

Updated by BAC board September 12, 2005

Violation	Admin Warning	\$100	>\$100 & <\$250	>\$250 & <\$500	>\$500 & <\$1000	>\$1000
Improper treatment of disease 2.02(1)				first offense	2nd offense	
Services to contagious patron without precaution - 2.02(2)		first offense	2nd offense	3rd offense		
Services to patron, licensee incapable by reason of disease 2.02(3)		CASE BY	CASE			
Services to patron, licensee (without precautions) 2.02(4)		CASE BY	CASE			
Negligent practice: inconsistent w/ standards - 2.03(1)		CASE BY	CASE			
Negligent practice: services without consent 2.03(3)		CASE BY	CASE			
Practice under influence - 2.03(4)		CASE BY	CASE			
Negligent practice: health and safety hazard; smoking while practicing 2.03(5); 2.03(9) MMA		Re: "MMA" Methyl methacrylate	\$1000 first offense & Warning Letter*	Revocation 2nd offense	*Unless there was harm to patron, then CASE BY CASE	
Participate in unlicensed practice - by practitioner, manicurist, etc. 2.04(1)		RL3 proceeding	If unlicensed obtains license, apply TIMELINE:	0 - 5 mos. \$100	6 mos. - 1 yr \$500	1 yr w/ BA recommend (usually \$1000/yr)
Assist in unlicensed practice - by owner &/or manager 2.04(1)		\$1000 first offense	\$1000 plus 10 working days suspension 2nd offense	revocation 3rd offense		
Practice outside licensed establishment - by practitioner, manicurist, etc. 2.045(1)/3.01		TIMELINE:	0 – 5 mos. \$100	6 mos. – 1 yr \$500	1 yr w/ BA recommend (usually \$1000/yr)	
Practice outside licensed establishment - by owner &/or manager 2.045(1)/3.01		\$1000 first offense	\$1000 plus 10 working days suspension 2nd offense	revocation 3rd offense		
Deceptive advertising - 2.05(1)	first offense	2nd offense	3rd offense			
Failure to post prices - 2.05(2)	first offense	2nd offense	3rd offense			
Failure to provide supplies and equipment (owner) - 2.06(2)		first offense	2nd offense	3rd offense		
Failure to assure adequate supervision of apprentice - 2.06(3) 2.07(1)(g)		TIMELINE:	0 – 5 mos. \$100	6 mos. – 1 yr. \$500	1 yr w/ BA recommend (usually \$1000/yr)	
Failure to supervise temp permit holder - 2.06(3)/ 2.07(1)(g)		TIMELINE:	0 – 5 mos. \$100	6 mos. – 1 yr. \$500	1 yr w/ +BA recommend (usually \$1000/yr)	
Failure to train/supervise training permit holder - 2.06(3)/ 2.07(1)(g)		TIMELINE: -	0 – 5 mos. \$100	6 mos. – 1 yr. \$500	1 yr +BA recommend (usually \$1000/yr)	
Failure to keep and provide employment records 2.06(4)/ 2.07(1)(r)	first offense	2nd offense	3rd offense			
No manager of record * 2.06(5)/3.02(1) *Establishment now in compliance		TIMELINE:	0 – 5 mos. \$100	6 mos. – 1 yr \$500	1 yr w/ BA recommend (usually \$1000/yr)	
No manager of record * 2.06(5)/3.02(1) *Establishment has notified DRL they are hiring new manager		Allow 45 days to hire new manager	If no new manager w/in 45 days, File Complaint to Revoke Establishment License			
No manager of record * 2.06(5)/3.02(1) *Establishment did not notify DRL they are operating w/o manager		File Compl to Revoke Estab License				
Failure to make required postings 2.07(2)/3.01(13)/4.05(2)	first offense	2nd offense	3rd offense			
Failure to maintain supplies and equipment (manager) 2.07(1)/4.04		first offense	2nd offense	3rd offense		
Establishment not in good repair/sanitary condition – 3.01(1)		first offense	2nd offense	3rd offense		
Drinking cups 3.01(3)	first offense	2nd offense	3rd offense			
Floor surfaces, walls equipment, etc. 3.01(4)		first offense	2nd offense	3rd offense		
Toilet facilities used as dispensary 3.01 (5)		first offense	2nd offense	3rd offense		
Designated area for storing, cleaning & disinfecting 3.01(6)		first offense	2nd offense	3rd offense		
Soiled linen storage 3.01(7)	first offense	2nd offense	3rd offense			
Pet(s) on premises 3.01(10)		first offense	2nd offense	3rd offense		
Failure to maintain living quarters separate from business 3.01(11)	first offense	2nd offense	3rd offense			
Chair/booth rental w/o lease agreement 3.02(2)		TIMELINE:	0 - 5 mos. \$100	6 mos. 1 yr. \$500	1 yr w/ BA recommend	

Violation	Admin Warning	\$100	>\$100 & <\$250	>\$250 & <\$500	>\$500 & <\$1000	>\$1000
					(usually \$1000/yr)	
Falsification of application information - 3.04(4)		CASE BY	CASE			
Refusal to allow inspection or failure to respond to Order to Correct - 3.05		first offense	2nd offense	3rd offense		
Failure by owner to notify Department of changes 3.06		Allow 45 days to notify DRL of changes	If not done w/in 45 days, it is practice outside lic. estab. under 2.045 and subject to \$1000 forfeiture			
Failure to maintain premises/equipment in clean, sanitary/safe condition - 4.01(1)		first offense	2nd offense	3rd offense		
Hand washing - 4.01(2)		first offense	2nd offense	3rd offense		
Failure to sterilize or disinfect personal care instruments 4.02(1); failure to disinfect properly by soap and water, disinfectant defined in 1.01, and air drying 4.02(2)		first offense	2nd offense	3rd offense		
Failure to clean other contact equipment - 4.02(3)		first offense	2nd offense	3rd offense		
Reuse of disposable contact equipment - 4.01(3)	first offense	2nd offense	3rd offense			
Failure to maintain contamination prevention of creams, lotions, powders - 4.01(4)	first offense	2nd offense	3rd offense			
Failure to maintain sanitary shampoo bowls - 4.01(5)	first offense	2nd offense	3rd offense			
Failure to maintain towels, head rest - 4.01(6)	first offense	2nd offense	3rd offense			
Failure to use approved sterilizer or to appropriately use/maintain sterilizer - 4.03		first offense	2nd offense	3rd offense		
Failure by licensee to cover wounds, etc. - 4.06(1)		first offense	2nd offense	3rd offense		
Failure by licensee to use protective gloves with patron with open wounds, etc. - 4.06(2)		first offense	2nd offense	3rd offense		
Failure to properly dispose of contaminated linens/paper supplies 4.06(3)		first offense	2nd offense	3rd offense		

Ear Piercing

Failure to wear protective gloves 4.07(1)		first offense	2nd offense	3rd offense		
Failure to wash skin area 4.07(2)		first offense	2nd offense	3rd offense		
Failure to disinfect skin 4.07(3)		first offense	2nd offense	3rd offense		
Failure to sterilize piercing instrument(s) 4.07(4)		first offense	2nd offense	3rd offense		
Failure to disinfect other surfaces contacting skin 4.07(5)		first offense	2nd offense	3rd offense		

Waxing

Failure to disinfect skin prior to waxing 4.08(1)		first offense	2nd offense	3rd offense		
Failure to dispose of used spatulas 4.08(2); Failure to dispose of used wax & strips 4.08(3)		first offense	2nd offense	3rd offense		

Electrolysis

Failure to use sterilized needles 4.09(1)		\$1000 first offense	\$1000 plus 10 working days suspension 2nd offense	revocation 3rd offense		
Failure to wear disposable gloves 4.09(2)		first offense	2nd offense	3rd offense		
Failure to wash skin area; Failure to disinfect skin area 4.09(3)		first offense	2nd offense	3rd offense		
Failure to appropriately dispose of needles 4.09(4)		first offense	2nd offense	3rd offense		

Manicuring

Disinfect/Sterilize reusable manicure instruments 4.10(1)(disinfect); 4.10(3) (sterilize)			first offense \$250	2nd offense \$500	3rd offense \$1000	
Use and maintain approved disinfectant 4.10(2)			first offense \$250	2nd offense \$500	3rd offense \$1000	
Improper reuse of disposable equipment/supplies 4.10(4)			first offense \$250	2nd offense \$500	3rd offense \$1000	